

Civil Enforcement Case Report

Civil Enforcement Case

Basic Information

Case Number: EF-2016-8196
Case Name: Archer Daniels Midland
Case Category: Administrative - Formal
Case Status (as of 11/24/2015): Closed
Case Lead: EPA
Court Docket Number: --
DOJ Docket Number: --

Relief Sought: --

Enforcement Outcome: Final Order With Penalty

Headquarters Division: --

Branch: --

Result of Voluntary Disclosure? No

Multi-media Case? --

Enforcement Type: CAA 205 Action For Mobile/Title II

Violations: --

Penalties – Case Level

Total Federal Penalty Assessed or Agreed To: \$8,334

Total State/Local Penalty Assessed: \$0

Total SEP Cost: \$0

Total Compliance Action Cost: \$46,672

Total Cost Recovery: \$0

Case Summary

This case involves the use by Archer Daniels Midland Company, (ADM) of 83,342 invalid Renewable Identification Numbers (RINs) to meet its renewable volume obligation (RVO) under the Renewable Fuel Standards (RFS), promulgated under the Clean Air Act (CAA).The (RFS) program requires producers or importers of renewable fuel to generate fuel credits, known as RINs, in proportion to the amount and type of renewable fuel they produced or imported. The RFS Program also requires that non-renewable fuel refiners and importers, known as obligated parties, and renewable fuel exporters obtain valid RINs and retire those RINs each year by submitting them to the EPA. Congress adopted the RFS Program to reduce the nation's dependence on foreign oil, help grow the nation's renewable energy industry and achieve significant greenhouse gas emissions reductions. The EPA is charged with developing the RFS program and enforcing its requirements.As part of the settlement with EPA, ADM paid a \$8,334 civil penalty. In addition, ADM removed the invalid RINs from all applicable RFS2 annual compliance reports, replaced the invalid RINs that were needed to meet its RVO, and resubmitted corrected reports to EPA. For more information, see the RFS webpage at <http://www2.epa.gov/enforcement/civil-enforcement-renewable-fuel-standard-program>.

Laws and Sections

Law	Sections	Programs
CAA	211	Regulation of Fuels - Motor Vehicle and Engine Fuels

Citations

Title	Part	Section
No data records returned		

Facilities

FRS Number	Facility Name	Address	City Name	State	Zip	SIC Codes	NAIC Codes
110050297936	ARCHER DANIELS MIDLAND	PO BOX 1470, 4666 FARIES PARKWAY	DECATUR	IL	68525	2046 2075 2869 4911 4941 5541	221112

Defendants

Defendants and Settlements	In Complaint	In Settlement
Archer Daniels Midland Company	Y	Y

Related Case Documents

Document	Facility Name	Publish Date	EPA Program
No data records returned			

Case Milestones

Event	Actual Date
Complaint Filed/Proposed Order	11/18/2015
Final Order Issued	11/18/2015
Enforcement Action Closed	11/24/2015
Enforcement Action Data Entered	03/07/2016

Pollutants

Pollutant Name	Chemical Abstract Number
No data records returned	

Related Activities

Description	Actual Date
No data records returned	

Final Order 1

Final Order Type: Administrative Penalty Order With or Without Injunctive Relief

Final Order Name: Archer Daniels Midland

Linked Facilities (FRS ID): 110050297936

Final Order Lodged Date: --

Final Order Entered Date: 11/18/2015

Enforcement Action Closed Date: 11/24/2015

Actual Termination Date: --

Penalties/SEPs/Cost Recovery Amounts

Federal Penalty Assessed or Agreed To: \$8,334

State/Local Penalty Assessed: --

SEP Value: --

Compliance Action Cost: \$46,672

Federal Cost Recovery Awarded: \$0

Complying Actions

Complying Action ID	Category	Description
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Complying Action ID	Category	Description
3600015206	Reduction of Ongoing Releases	Retire Pollution Credits (mobile sources)

Supplemental Environmental Projects

SEP ID	Category	SEP Value	Description
No data records returned			

Pollutant Reductions

Resulting From	Pollutant	Annual Amount	Units	Media Affected
CA ID 3600015206	Carbon dioxide	1,737,681	PNDSYR	Air